

TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE



FISCAL MEMORANDUM

SB 736 – HB 1023

April 4, 2013

**SUMMARY OF ORIGINAL BILL:** Authorizes relief of the bonding agent or surety of a bond when there has been no disposition after one year from the posting date of the bond relative to a felony, and after one year from the posting date of the bond relative to a misdemeanor. Increases, from \$5.00 to \$10.00, the fee received by the sheriff or constable on every bail bond at the disposition of a case.

FISCAL IMPACT OF ORIGINAL BILL:

Increase Local Revenue – Exceeds \$10,000

**SUMMARY OF AMENDMENT (006292):** Deletes and rewrites the bill such that the only substantive change removes the authorization granted in the original bill for the relief of the surety where there has been no disposition after one year from the posting date of the bond relative to a felony, and after one year from the posting date of the bond relative to a misdemeanor.

FISCAL IMPACT OF BILL WITH PROPOSED AMENDMENT:

Unchanged from the original fiscal note.

Assumptions for the bill as amended:

- According to the Administrative Office of the Courts (AOC), this bill will not fiscally impact the Agency or the courts.
- Increasing the fee received by sheriffs or constables for bail bond execution will result in an increase to local government revenue.
- It is unknown how many bail bonds are currently executed by sheriffs and constables; however, the recurring increase in local government revenue is reasonably estimated to exceed \$10,000.

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**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a larger, more prominent script than the last name "Geise".

Lucian D. Geise, Executive Director

/jrh